

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
CHARLESTON DIVISION**

**IN RE: ETHICON, INC. PELVIC  
REPAIR SYSTEMS PRODUCTS  
LIABILITY LITIGATION**

**Master File No. 2:12-MD-02327  
MDL 2327**

**ETHICON WAVE 9 CASES LISTED IN  
EXHIBIT A TO PLAINTIFFS' NOTICE  
OF ADOPTION**

**JOSEPH R. GOODWIN  
U.S. DISTRICT JUDGE**

**NOTICE OF ADOPTION OF PRIOR DAUBERT RESPONSE  
REGARDING BARRY SCHLAFSTEIN, M.D. FOR WAVE 9**

Plaintiffs filed a Notice of Adoption [Dkt. 8287] in the Wave 9 cases identified in Exhibit A<sup>1</sup> to their Notice adopting their Motion to Exclude Certain Opinions and Testimony of Barry Schlafstein, M.D. and Supporting Memorandum from Ethicon Wave 1. Defendants hereby adopt and incorporate by reference their *Daubert* response filed in relation to Barry Schlafstein, M.D. in Ethicon Wave 1 [Dkt. #2174]. Defendants respectfully request that the Court deny Plaintiffs' motion for the reasons expressed in the Wave 1 response briefing.

Dated: June 12, 2019

Respectfully submitted,

/s/ Susan M. Robinson

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<sup>1</sup> Joyce Clark, No. 2:15-cv-13857, identified in Exhibit A, has been dismissed. Defendants adopt their prior response with respect to that case in the event it is later revived.

*/s/ William M. Gage*

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COUNSEL FOR DEFENDANTS  
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**CERTIFICATE OF SERVICE**

I hereby certify that on June 12, 2019, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to CM/ECF participants registered to receive service in this MDL.

/s/ Susan M. Robinson

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